



WEB COPY

W.P.(MD) No.1587 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.01.2026

CORAM:

**THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN
and
THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN**

**W.P.(MD) No.1587 of 2026
and
W.M.P.(MD) Nos.1248 & 1249 of 2026**

P.Nizar Ahammed

... Petitioner

-VS-

1.The Chief Secretary
Tamilnadu Housing Board
and Urban Development
Secretariat, Chennai-600 009

2.The Commissioner
Cumbum Municipality
Municipal Office, Cumbum
Theni District

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus to call for the records in Na.Ka. 3126/2016/F1 dated 18.12.2025 passed by 2nd respondent and quash the



W.P.(MD) No.1587 of 2026

WEB COPY

same and further directing the 1st respondent to consider the petitioner's appeal dated 19.11.2025.

For Petitioner : Mr.T.T.Nishanth

For Respondents : Mr.S.P.Maharajan
Special Government Pleader

ORDER

[Order of the Court was made by DR.G.JAYACHANDRAN, J.]

Pursuant to the inspection conducted in the subject premises, notice (Form III) dated 18.12.2025 has been issued to the petitioner pointing out that he has made the construction unauthorizedly and the same is liable to be removed. Challenging the same, the petitioner is before this Court seeking a writ of certiorarified mandamus stating that there is a long litigation history behind this case and he has preferred an appeal before the first respondent.

2. On perusal of the records, we are of the view that the petitioner has to make a proper representation before the authority concerned on receipt of the impugned notice and work out his remedy in accordance with law; he



W.P.(MD) No.1587 of 2026

WEB COPY

cannot bypass or short-circuit the process by filing a writ petition under Article 226 of the Constitution of India.

3. With the above observation, this writ petition is dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

[G.J., J.] [K.K.R.K., J.]

22.01.2026

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

krk

To:

1.The Chief Secretary,
Tamilnadu Housing Board
and Urban Development,
Secretariat, Chennai-600 009.

2.The Commissioner,
Cumbum Municipality,
Municipal Office, Cumbum,
Theni District.



WEB COPY



W.P.(MD) No.1587 of 2026

DR.G.JAYACHANDRAN, J.
AND
K.K.RAMAKRISHNAN, J.

krk

W.P.(MD) No.1587 of 2026
and
W.M.P.(MD) Nos.1248 & 1249 of
2026

22.01.2026